

The Honorable Ricardo S. Martinez

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

NATIONAL ASSOCIATION OF CHAIN  
DRUG STORES; NATIONAL  
COMMUNITY PHARMACISTS  
ASSOCIATION, and the WASHINGTON  
STATE PHARMACY ASSOCIATION,

Plaintiffs,

v.

XAVIER BECERRA, in his official  
capacity as Secretary of United States  
Department of Health and Human Services,  
and ELIZABETH RICHTER, in her official  
capacity as Acting Administrator for the  
Centers for Medicare & Medicaid Services,

Defendants.

Case No. 2:21-cv-00576-RSM

DEFENDANTS' NON-OBJECTION TO  
STATE'S MOTION TO INTERVENE

Defendants have no objection to the State's pending motion to intervene. Dkt. No. 11. Defendants echo the Plaintiffs' response (Dkt. No. 18), however, that because the parties have agreed that the case should be dismissed without prejudice and remanded to the agency, the State's motion is moot should the Court grant the parties' motion. *See* Joint Motion to Voluntary Remand, Dkt. No. 17.

1 DATED this 12th day of July, 2021.

2 Respectfully submitted,

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